



Attorney Docket No.: 9209-10

WAF
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Tabares et al.
Application No.: 09/992,155
Filed: November 5, 2001

Confirmation No.: 5291
Group Art Unit: 2194
Examiner: Diem K. Cao

For: **METHODS, SYSTEMS AND COMPUTER PROGRAM PRODUCTS FOR
INSTANTIATING A DEVICE DRIVER FOR COMMUNICATION WITH A
DEVICE BY DYNAMICALLY ASSOCIATING THE DEVICE DRIVER AT
RUN-TIME WITH A DEVICE-SPECIFIC AND/OR SERVICE-SPECIFIC
SOFTWARE COMPONENT**

Date: January 29, 2007

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

01/31/2007 CNEGA1 00000060 09992155

01 FC:1401

500.00 OP

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Pursuant to 35 USC § 134, 37 CFR § 41.31, and MPEP § 1205, the Applicant in the above-identified patent application hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated October 27, 2006 at least twice rejecting or finally rejecting claims 1-15, 20-34, 39-53.

☒ Enclosed is a check in the amount of \$500.00 for the Appeal fee as provided by 37 C.F.R. § 41.20(b)(1).

- ☐ Please first reapply any previously paid notice of appeal fee and appeal brief.
- ☐ Payment by credit card is requested. Form PTO-2038 is attached.
- ☐ A petition for an extension of time under 37 CFR § 1.136(a) is enclosed.
- ☐ Also enclosed: _____

☒ The Commissioner is authorized to charge any additional fees that may be required or credit any overpayment to Deposit Account No. 50-0220.

Myers Bigel Sibley & Sajovec, P.A.
P. O. Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401
Customer No. 20792

Respectfully submitted,

D. Scott Moore
Registration No.: 42,011

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 29, 2007

Amelia Tauchen